

**PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: David J. Madar, et al.

Serial No.:

Filed:

For: PHARMACEUTICAL
COMPOSITIONS AS INHIBITORS
OF DIPEPTIDYL PEPTIDASE-IV
(DPP-IV)

Group Art Unit: (Not yet assigned)

Examiner: (Not yet assigned)

Case No.: 6979.US.P1

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as Express Mail Post Office to Addressee Service under 37 C.F.R. 1.10 on the date shown below with sufficient postage addressed to the:

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Date of Deposit: February 27, 2004

Kathleen Boettcher

Date

**Declaration and Power of Attorney
For a United States Patent Application**

As a below-named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention PHARMACEUTICAL COMPOSITIONS AS INHIBITORS OF DIPEPTIDYL PEPTIDASE-IV (DPP-IV), the specification of which is attached.

I hereby state that I have reviewed and understand the contents of the above-mentioned specification, including the claims.

I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

Claim to benefit of foreign application(s) as follows:

I hereby claim foreign priority benefits under 35 U.S.C. §119 for the following foreign applications for patent or inventor's certificate.

NONE

The following foreign applications for patent or inventor's certificate have a filing date earlier than the filing date of the applications identified above.

NONE

Claim to benefit of earlier U.S. application(s) as follows:

I hereby claim benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

U.S. Serial No. 60/412,084, filed September 19, 2002; Status: Abandoned

I hereby claim the benefit under 35 U.S.C. §120 of the following earlier-filed United States patent applications:

U.S. Serial No. 10/659,860 filed September 11, 2003 - pending

Insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. applications in the manner required by 35 U.S.C. §112, first paragraph, I acknowledge a duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which came into existence between the filing date(s) of the prior applications and the national or PCT filing date of this application.

I hereby appoint the following Attorneys and/or agents to prosecute this application and any continuation or divisional applications based hereon, and to transact all business in the Patent and Trademark Office connected therewith:

Regina M. Anderson, Reg. No. 35,820
Cheryl L. Becker, Reg. No. 35,441
Thomas D. Brainard, Reg. No. 32,459
Dianne Casuto, Reg. No. 40,943
Portia Chen, Reg. No. 44,075
Patricia Coleman James, Reg. No. 37,155
John D. Conway, Reg. No. 39,150
Johanna M. Corbin, Reg. No. 51,582
Michael R. Crabb, Reg. No. 37,298
Steven R. Crowley, Reg. No. 31,604
Andrea M. Danckers, Reg. No. 32,652
B. Gregory Donner, Reg. No. 34,580
Kalim S. Fuzail, Reg. No. 45,805
Norval B. Galloway, Reg. No. 33,595
Mimi C. Goller, Reg. No. 39,046
William E. Murray, Reg. No. 30,303
Gayle B. O'Brien, Reg. No. 48,812

Nickki L. Parlett, Reg. No. 44,996
Lawrence S. Pope, Reg. No. 26,791
Nicholas A. Poulos, Reg. No. 30,309
Christopher P. Rogers, Reg. No. 36,334
David J. Schodin, Reg. No. 41,294
Gregory W. Steele, Reg. No. 33,796
Joseph A. Twarowski, Reg. No. 42,191
Beth A. Vrioni, Reg. No. 39,869
Michael J. Ward, Reg. No. 37,960
Allen W. Wark, Reg. No. 30,503
David L. Weinstein, Reg. No. 28,128
Steven F. Weinstock, Reg. No. 30,117
William J. Winter, Reg. No. 36,060
Brian R. Woodworth, Reg. No. 33,137
Paul D. Yasger, Reg. No. 37,477
Kenneth P. Zwicker, Reg. No. 43,310

Send correspondence to: Steven F. Weinstock
Abbott Laboratories
D-377 AP6D
100 Abbott Park Road
Abbott Park, IL 60064-6008

Direct telephone calls to: Christopher P. Rogers
(847) 936-3362

Name: (first, middle, last): David J. Madar
Post Office Address: 7413 Clarewood Lane, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last): Stevan W. Djuric
Post Office Address: 621 Paddock Lane, Libertyville, IL 60048
Residence: Libertyville, IL 60048
Citizenship: Great Britain

Name: (first, middle, last): Melissa J. Feenstra
Post Office Address: 2100 Cattail Run #104, Gurnee, IL 60031
Residence: Gurnee, IL 60031
Citizenship: United States of America

Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Hana A. Kopecka 11 Cedar Court, #11, Vernon Hills, IL 60061 Vernon Hills, IL 60061 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Xiaofeng Li 17577 W. Horseshoe Lane, Gurnee, IL 60031 Gurnee, IL 60031 Peoples Republic of China
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Kenton L. Longenecker 275 Parker Drive, Grayslake, IL 60030 Grayslake, IL 60030 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Zhonghua Pei 1733 Cedar Glen Drive, Libertyville, IL 60048 Libertyville, IL 60048 Peoples Republic of China
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Daisy Pireh 831 Carroll Road; Lake Forest, IL 60045 Lincolnshire, IL 60069 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Hing L. Sham 1666 North St. Andrew Drive, Vernon Hills, IL 60061 Vernon Hills, IL 60061 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Kent D. Stewart 4715 King's Way North, Gurnee, IL 60031 Gurnee, IL 60031 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Bruce G. Szczepankiewicz 76 Old Farm Court, Lindenhurst, IL 60046 Lindenhurst, IL 60046 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Paul E. Wiedeman 1040 Sheridan Avenue, Deerfield, IL 60015 Deerfield, IL 60015 United States of America
Name: (first, middle, last): Post Office Address: Residence: Citizenship:	Hong Yong 312 Cambridge Drive, Grayslake, IL 60030 Grayslake, IL 60030 Peoples Republic of China

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that all statements made herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

David J. Madar _____ Date _____ Stevan W. Djuric _____ Date _____

Melissa J. Feenstra **Date** **Hana A. Kopecka** **Date**

Xiaofeng Li Date Kenton L.Longenecker Date

—ZhongHua Pei Date —Daisy Pireh Date

Hing L. Sham _____ Date _____ Kent D. Stewart _____ Date _____

Bruce G. Szczepankiewicz Date Paul E. Wiedeman Date

Hong Yong Date